

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**OCTOBER 18, 2006**

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, October 18, 2006, at 6:30 p.m.**, at City Hall, 100 N. Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order.

Invocation.

Pledge of Allegiance to the Flag.

Opening Roll Call:

Present: Warpinski, De Wane, Theisen, Krueger, Haefs, Erickson, Kaye, Evans, Johnson, Dantinne, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, De Cleene, Zabel, Scray, Lund, Fewell

Total Present: 21

Supervisor Nicholson arrived at 6:35 p.m.; Supervisor Hoeft at 6:40 p.m.; Supervisor Zima at 6:45 p.m.; Supervisor Clancy at 6:45 p.m.; and Supervisor Vander Leest at 6:55 p.m.

**\*\* Presentation by Supervisor Kathy Johnson \*\***  
**To: Kari Sliva, Packer Country Visitor & Convention Bureau**

**No. 1 -- Adoption of Agenda.**

Additions to the agenda were as follows: Veto Session for Executive Committee Report and Human Services Committee Report from the September 20, 2006 County Board Meeting; Special Meeting of the Education and Recreation Committee of October 18, 2006; and Ordinance #11e(i); and Resolutions #11e(ii) and #11e(iii).

A motion was made by Supervisor Van Deurzen and seconded by Supervisor De Cleene **“to take item #11h before the closed session.** Voice vote taken. Motion carried with Supervisor Nicholson voting nay.

A motion was made by Supervisor Evans and seconded by Supervisor Vander Leest **“to adopt the agenda as amended”.** Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2 -- Closed Session:**

Pursuant to Wisconsin State Statutes 19.85(1)(g): Conferring with legal counsel and 19.85(1)(e): Deliberating or negotiating the purchase of public properties on the matters pertaining to Brown County Waste Transfer Station lawsuit by the Village of Hobart and draft settlement agreement.

A motion was made by Supervisor Van Deurzen and seconded by Supervisor De Cleene **“to go into closed session.** Vote taken. Roll Call #2(1):

Ayes: Warpinski, De Wane, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantinne, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Zabel, Scray, Hoeft, Lund, Fewell

Nays: Nicholson

Absent: Vander Leest, arriving at 6:55 p.m.

Total Ayes: 24 Nays: 1 Absent: 1

Motion carried.

A motion was made by Supervisor Warpinski and seconded by Supervisor De Wane **“to return to regular order of business”.** Voice vote taken.

Motion carried unanimously with no abstentions.

**TAKEN OUT OF ORDER.**

**No. 11h -- RESOLUTION REGARDING: AUTHORIZING A SETTLEMENT AGREEMENT WITH THE VILLAGE OF HOBART RESOLVING PENDING LITIGATION**

A motion was made by Supervisor Warpinski **“to approve”.** Supervisor Warpinski’s motion failed for a lack of a second.

A motion was made by Supervisor Clancy and seconded by Supervisor Van Deurzen **“for the County to settle with Hobart the sum of \$1,000,000 lump sum. Plus the language to include all protection for Hobart listed in the agreement excluding paragraph 5.”** Vote taken. Roll Call #11h:

Ayes: Erickson, Kaye, Zima, Dantinne, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, Hoeft, Fewell

Nays: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Evans, Vander Leest, Johnson, La Violette, De Cleene, Zabel, Scray, Lund

Total Ayes: 12 Total Nays: 14

Motion defeated.

A motion was made by Supervisor Krueger and seconded by Supervisor Zabel **“to deny”.** Discussion on motion. No vote was taken. Chairman Lund said we would move on to next agenda item at this time.

**VETO SESSION**

**No. 3a -- From County Board meeting of September 20, 2006, Executive Committee, #9d, #3a. Refused to Sign: Presentation by Exterior Auditors Clifton & Gunderson, re: 2005 CAFR. Motion: Authorize Ms. Messing of Clifton Gunderson to provide a management letter recommending that a policy be adopted for establishing a goal for the undesignated fund balance and to include her opinion regarding patient population at the Mental Health Center.**

Receive and place on file.

**#9, #12a. Refused to sign: Communication from Supervisor Steve Fewell re: Human Services Director in Violation of State Law. Motion: Have the County Board Chairman seek an opinion from the Attorney General.**

Receive and place on file.

**#9, #13. Vetoed: Communication from Chair Tom Lund re: Consideration of a waiver for Attorney Frederick Mohr. Motion: Approve the waiver.**

A motion was made by Supervisor Fewell and seconded by Supervisor Evans **"to override the veto of item #9, #13"**. Vote taken. 2/3 vote required to override the veto. Roll Call #1:

Ayes: Warpinski, Krueger, Haefs

Nays: De Wane, Nicholson, Theisen, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantinne, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Zabel, Scray, Hoeft, Lund, Fewell

Total Ayes: 3 Total Nays: 23

Motion failed **"to override the veto"**.

**#9d, #18a,b,c & d. Vetoed:**

a) **Frederick J. Mohr, Attorney, re: Brown County Purchasing Policy dated August 31, 2006.**

b) **Tom Lund, Chair, Board of Supervisors to County Executive re: Request for Proposal-Project #1214 dated August 16, 2006.**

c) **John Jacques, Corporation Counsel, to Tom Lund re: Brown County Purchasing Policy, dated August 21, 2006. (Referred from Administration Committee.)**

d) **Frederick J. Mohr, Attorney, re: Procedure for Request for Proposals dated August 7, 2006. (Referred from Administration Committee.)**

**To seek a Writ of Mandamus regarding 18a, b, c & d, Project #1214, in relation to the RFP process for radio equipment.**

A motion was made by Supervisor Zima and seconded by Supervisor Kaye **"to override the veto in one action on #9d, #18a,b,c&d and to seek a Writ of Mandamus regarding 18, b, c & d, Project #1214, in relation to the RFP process for radio equipment"**. Vote taken. 2/3 vote required to override the veto. Roll Call #2:

Ayes: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Lund, Fewell

Nays: Vander Leest, Dantinne, La Violette, Zeller, Zabel, Scray, Hoeft

Total Ayes: 19 Total Nays: 7

Motion carried **"to override the veto"**.

**No. 3b -- From September 20, 2006 Human Services Committee Meeting #9e.**

**#9e #8: Vetoed: Discussion and possible action regarding County Executive's directive to Mental Health Center staff to not allow any new admissions to Unit 8 at the Mental Health Center. Renegotiate the nursing home down sizing agreement with the state for a larger number of beds. Motion by substitution that the Human Services Committee feels this agreement with the State is not a legal agreement and was not approved by the County Board. The committee is asking that the state discuss this issue and look at options to appropriately raise the number of nursing home beds to meet Brown County's aging population needs. Ayes: 6 (Fewell, La Violette, Zima, Zabel, Evans, Van Deurzen); Nays: 1 (Scray). Motion Carried.**

A motion was made by Supervisor Evans and seconded by Supervisor Fleck **"to override the veto"**. Vote taken. 2/3 vote required to override the veto. Roll Call #3:

Ayes: Warpinski, De Wane, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantinne, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Zabel, Hoeft, Lund Fewell

Nays: Nicholson, Scray

Total Ayes: 24 Total Nays: 2

Motion carried **"to override the veto"**.

**No. 4 -- Approval of minutes of County Board of September 20, 2006.**

Supervisor Vander Leest requested that on page 5 a correction be made to item #13 showing that Supervisor Vander Leest be recorded as voting nay. (Correction made 10-19-06.)

A motion was made by Supervisor De Wane and seconded by Supervisor Warpinski **"to adopt the minutes of the September 20, 2006 County Board Meeting"**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 5 -- Announcements of Supervisors.**

Supervisor Clancy announced that the Supervisors need to bring in money to replenish the coffee and flower fund.

**No. 6 -- Communications. None.**

**No. 7 -- Appointments by County Executive. (None)**

**No. 8a -- Report by County Executive.**

County Executive Kelso announced the 2007 Budget was released and thanked the staff for hard work. She asked the Supervisors to refer to her Chart 1993-2006 and note the increase in the levy. Since 2004 the taxes have been held saving \$55 million for taxpayers for the past four years. Executive Kelso stated her campaign pledge was to save taxes and she has held the line of \$561.00 average per homeowner since she has been in office. County Executive Kelso gave additional highlights of her budget. Additionally, she invited anyone with any concerns to contact her.

**No. 8b -- Report by Board Chairman.**

Chairman Lund announced that the Salvation Army is looking for bell ringers. He said to volunteer to be a bell ringer go to web site gbsa@volunteers.org.  
Chairman Lund wished Harold Kaye a Happy Birthday. Supervisor Kaye thanked everyone.  
Chairman Lund reminded the Supervisors that their mileage reimbursements must be sent into the Internal Auditor.

**No. 9 -- Other Reports. (None)**

**No. 10 -- Standing Committee Reports:**

**No. 10a -- REPORT OF ADMINISTRATION COMMITTEE OF SEPTEMBER 26, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on September 26, 2006, and recommends the following motions:

1. Review minutes of:
  - a. Housing Authority (8/14/06). Receive & place on file.
2. Communication from Supervisor Dan Haefs re: Request for a budget transfer from General Fund of \$10,000 to fund position of Psychiatric Nurse. (Referred from Public Safety Committee & August County Board.) Receive & place on file.
3. Communication from Supervisor Steve Fewell re: Change in Table of Organization (Budget & Policy Analyst to County Board Office). Receive & place on file.
4. Health Department – Request for Budget Transfer: interdepartmental Transfer: Health Department “Reserved Health” fund balance account to replace computers and other office equipment for staff who work in the grant-funded programs. (Referred from Human Services Committee.) Approve.
5. Resolution re: Creating a Special Revenue Fund in the amount of \$40,000 to be administered by the Brown County Land Conservation Department for expenses related to Ground Water Contamination of Well through Calendar Year 2009. (Referred from Land Conservation Sub Committee.) Committee approved Resolution. See Resolutions, Ordinances October County Board.
6. Dept. of Administration - Budget Status Financial Report (August 31, 2006). Receive & place on file.
7. Dept. of Administration - 2006 Budget Transfer Log. Receive & place on file.
8. Human Resources - Budget Status Financial Report (August 31, 2006). Receive & place on file.
9. Human Resources - Monthly Committee Report for September 2006. Receive & place on file.
10. Human Resources - summary and recommendation concerning the Health Plan RFP. No action.
11. Audit of bills. Pay the bills.
12. Budget Status Financial reports for County Clerk, Corporation Counsel, Treasurer & Facility Management. Receive & place on file.

A motion was made by Supervisor Warpinski and seconded by Supervisor De Wane “**to adopt**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       /s/ Carol Kelso, County Executive       Date: 11/8/2006

**No. 10b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF OCTOBER 5, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on October 5, 2006 and recommends the following:

1. Review minutes:
  - a) Library Board (8/7/06 & 8/17/06).
  - b) Museum Governing Board (8/21/06).Receive & place on file.
2. Arena/Expo Resch Centre - Event Attendance (August 2006). Receive & place on file.
3. Museum - Attendance & Admissions (August 2006). Receive & place on file.
4. Museum - Budget Financial Status Report (August 31, 2006). Receive & place on file.
5. Museum - Director's report. Receive & place on file.
6. Library - Budget Status Financial Report (August 31, 2006). Receive & place on file.
7. Library report. Receive & place on file.
8. NEW Zoo - Budget Status Financial Report (August 31, 2006). Receive & place on file.
9. NEW Zoo - Monthly Activity Reports for September 2006. Receive & place on file.
10. Golf Course - Daily Financial & Attendance Report (September 17, 2006). Receive & place on file.
11. Golf Course - Budget Financial Status Report (August 31, 2006). Receive & place on file.
12. Golf Course - Superintendent's report. Receive & place on file.
13. Parks - Update to the 10-year capital plan for the Arena Complex. Receive & place on file.
14. Parks - Budget Status Financial Report (August 31, 2006). Receive & place on file.
15. Parks - Discussion on East Side Dog Park plan. Refer to Facilities Master Plan Sub

- Committee and report back to this Committee for recommendation.
16. Parks - Request for waiver of fees by Ashwaubenon Nordic Ski Club at the Reforestation Camp for races on November 11, 2006 & February 17, 2007.
    - a) Approve.
    - b) Approve waiving the notice of cancellation fee on the ski lodge. Ayes: 4 (Van Deurzen, De Wane, De Cleene, Theisen); Nays: 1 (Johnson). Motion Carried.
  17. Parks - Discussion of Asset Maintenance Fund. Receive & place on file.
  18. Parks - Update on lawsuit for Arena roof. Receive & place on file.
  19. Request for Bike Race at Reforestation Camp. For the club to work with the staff and bring back to this committee next month.
  20. Parks - Director's Report for August 2006. No action.
  21. Audit of bills. Pay the bills.
  22. **Closed Session** Authorized by Sec. 19.85(1)(e) of the Wisconsin Statutes for the purpose of deliberating, negotiating or conducting other specified public business, whenever, competitive or bargaining reasons require a closed session. (No Closed Session held.)

A motion was made from Supervisor De Wane and seconded by Supervisor Van Deurzen **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive Date: 11/8/2006

**No. 10b(i) REPORT OF "SPECIAL" EDUCATION AND RECREATION COMMITTEE OF OCTOBER 18, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

1. Approve low bid (see attached) for the Central Library Chiller System (HVAC) Replacement. Approve the bid of August Winter at a cost of \$250,450.

A motion was made by Supervisor De Wane and seconded by Supervisor Johnson **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive Date: 11/1/2006

BID TABULATION RECORD											
PROJECT: CHILLER SYSTEM (HVAC) REPLACEMENT AT CENTRAL LIBRARY											
PROJECT #: 1226											
DATE: 10/16/06 AT 2:00 P.M.											
CONTRACTOR	BASE BID	ALTERNATE #1	ALTERNATE #2	ALTERNATE #3	ALTERNATE #4	ALTERNATE #5	BRAND	WARRANTY	BID BOND	ADD 1	ADD2
August Winter	229,550.00	7,500.00	8,800.00	2,150.00	2,500.00	10,800.00	TRANE	1 <sup>st</sup> year parts & labor; 2 <sup>nd</sup> -5 <sup>th</sup> motor & compressor parts & labor	YES	YES	YES
Total Alternates (1-4)					250,450.00						
BALCO	226,500.00	9,875.00	9,785.00	5,700.00	2,485.00	6,400.00	TRANE	1 yr. entire chiller & labor, 2 <sup>nd</sup> -5 <sup>th</sup> motor & compressor labor & parts	YES	YES	YES
Total Alternates (1-4)					254,345.00						
Tweet/Garot	230,300.00	10,300.00	10,500.00	6,100.00	3,000.00	9,450.00	TRANE OR YORK	As required	YES	YES	YES
Total Alternates (1-4)					260,200.00						
Cost for below items included in base bid											
	Initial Start-Up	Fall Shut-Down	Spring Start-Up								
August Winter	1,500.00	500.00	500.00								
BALCO	1,500.00	1,000.00	1,000.00								
Tweet/Garot	3,675.00	1,100.00	1,100.00								

**No. 10c -- REPORT OF EXECUTIVE COMMITTEE OF OCTOBER 9, 2006**

TO THE MEMBERS FO THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on October 9, 2006 and recommends the following motions:

1. County Executive report.
    - a) Budget Status Financial Report (August 31, 2006).  
Receive & place on file.
  2. Internal Auditor Report.
    - a) Budget Status Financial Report (August 31, 2006).  
Receive & place on file.
    - b) 2007 Audit Plan.  
Approve.
    - c) Indirect Cost Allocation Plan (September 2006).  
Receive & place on file.
    - d) General Fund – An Analysis performed by Internal Auditor (October 2006).  
Refer to Corporation Counsel with a request to draft a resolution setting general fund operating expenditures between 20% and 25%. See Resolutions, Ordinances October County Board.
    - e) Other: Issues with access to payroll records by County Board Internal Auditor.  
Return full access to the payroll system to the Internal Auditor.
  3. Communication/opinion from Attorney Frederick J. Mohr re: County Executive Veto Power. Forward to County Board to pursue a declaratory judgment on Executive Veto.
  4. Communication from Supervisor Jack Krueger re: Request Information from WCA on Transfer Stations. Hold until December meeting.
  5. Communication from Supervisor Steve Fewell re: Report on Property Values for Executive Committee. Follow through with Supervisor Krueger's communication to obtain a report on property values on the eight properties adjacent to the landfill site.
  6. Communication from Supervisor Jack Krueger re: Request from Judge Donald Zuidmulder for investigation regarding judicial assistants who were hired at step 5. Hold for one month for further information.
  7. Proposed Policy re: Administration's Reporting of RFP's to the Brown County Board of Supervisors. (Requested by Chair Tom Lund.) Refer to Corporation Counsel to draft a resolution regarding reporting of RFP's to the County Board. See Resolutions, Ordinances October County Board.
  8. Communication from Supervisor Steve Fewell re: Table of Organization Change: Move position of Budget & Policy Analyst presently under Administration to County Board of Supervisors; Table of Organization Change: Move Grant Writer position presently under Human Services to County Board of Supervisors. (Referred from September County Board.)
    - a) Separate discussion and recommendation on the Budget & Policy Analyst and Grant Writer positions.
    - b) \* Transfer the position of Budget & Policy Analyst from Administration to the County Board of Supervisors and to refer to the Chair and Vice Chair of the County Board to review the current job description and recommend any changes.
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- \* REFER ITEM #8B TO ADMINISTRATION COMMITTEE AND CYNTHIA ARCHER, DIRECTOR OF ADMINISTRATION AS PER THE COUNTY BOARD ON 10/18/2006.
- c) \*\* Transfer the Grant Writer position from Human Services to the County Board of Supervisors. Ayes: 6 (Erickson, Evans, Fewell, Kaye, Lund, Krueger); Nays: 1 (Johnson). Motion Carried.
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- \*\* REFER ITEM #8C TO ADMINISTRATION COMMITTEE AND HUMAN SERVICES COMMITTEE AS PER THE COUNTY BOARD ON 10/18/2006.
9. Communication from Supervisor John Vander Leest re: Requesting that Attorney Mohr disclose the unions he represents in Brown County government and to excuse himself on any discussions or actions related to these unions when giving opinions to the County Board. (Referred from September County Board.) Receive & place on file.
  10. Communication from Supervisor Steve Fewell re: Request the Executive Committee establish a Memorandum of Understanding in regard to Brown County's Lead Labor Negotiator. (Referred from September County Board.) Employ Don Vander Kelen as Brown County's representative in labor negotiations and that a contract be drafted for review by the County Board.
  11. Communication from Supervisor Bernie Erickson re: Approximately 18-24 months go the County Board approved the services of a firm to audit the county phone bills for errors thus generating extra revenue for the County. (Held from previous meeting for a report.) Forward to Corporation Counsel for an update.
  12. Communication from Nancy Anderson re: Information for Changing Recording County Board meetings from Video tapes to DVDs. Approve.
  13. Communication from Supervisor Pat La Violette re: Proposing that the County Board, with the help of a facilitator, spend some time in January compiling a list of what we have accomplished during the last nine months of 2006 and identifying the goals we want to achieve in 2007. (Referred from September County Board.) Approve.
  14. Resolution re: Authority to Execute a 2004-2005 Labor Agreement with the Brown County Highway Department Employees. Committee approved. See Resolutions, Ordinances October County Board.
  15. Resolution re: Sheriff's Department Change in Table of Organization. (Referred from Public Safety Committee.) Committee approved. See Resolutions, Ordinances October County Board.
  16. Resolution re: To Change the Department of Human Services Table of Organization to Create a Community Crisis Prevention and Response Team. (Referred from Human Services Committee.) Committee approved. See Resolutions, Ordinances October County Board.
  17. Resolution re: Directing the County Clerk to Place the Referendum Question Contained in this Resolution Requesting State Legislative Action on Health Care on the November Ballot. (From September County Board.) Hold until January.
  18. Update from Human Resources Director, Mike Kwaterski, re: HIPPA inquiry. (Standing

item.) To hold.

19. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85 (1) (e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes.
- a) Enter into closed session.
  - b) Return to regular order of business.
  - c) No action.

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Kaye **"to adopt"**. The following Supervisors requested the following items be taken separately: Supervisor Zeller: #8a,b,c; Supervisor Vander Leest: #9; and Supervisor Dantine: #10. Voice vote taken. Remainder of report carried unanimously with no abstentions.

Item #8a-- Separate discussion and recommendation on the Budget & Policy Analyst and Grant Writer positions.

Supervisor Zeller explained his request is informational, in that he wanted to make sure the recommendations on the Budget & Policy Analyst and the Grant Writer positions were discussed and voted on separately.

Item #8c -- Transfer the Grant Writer position from Human Services to the County Board of Supervisors. COMMITTEE ACTION: Ayes: 6 (Erickson, Evans, Fewell, Kaye, Lund, Krueger); Nays: 1 (Johnson). Motion Carried.

A motion was made by Supervisor Vander Leest and seconded by Supervisor Theisen **"to refer to Human Services and Administration Committees"**.

Vote taken. Roll Call #8c(1):

Ayes: De Wane, Nicholson, Theisen, Haefs, Vander Leest, Johnson, Dantine, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Zabel, Scray, Hoeft, Lund, Fewell

Nays: Warpinski, Krueger, Erickson, Kaye, Zima, Evans, Fleck, Clancy

Excused: De Cleene

Total Ayes: 17 Total Nays: 8 Excused: 1

Motion carried.

Item #8b -- Transfer the position of Budget & Policy Analyst from Administration to the County Board of Supervisors and to refer to the Chair and Vice Chair of the County Board to review the current job description and recommend any changes.

Supervisor Zeller asked questions on the Committee's actions. Discussion followed.

A motion was made by Supervisor La Violette and seconded by Supervisor Hoeft **"to refer to Administration Committee with the understanding that Cynthia Archer find funding in the 2007 budget for a Budget Analyst position in the County Board Office."** Vote taken. Roll Call #8b(1):

Ayes: Warpinski, De Wane, Nicholson, Theisen, Haefs, Vander Leest, Johnson, Dantine, La Violette, Zeller, Backmann, Van Deurzen, Scray, Hoeft

Nays: Krueger, Erickson, Kaye, Zima, Evans, Kaster, Fleck, Clancy, Zabel, Lund, Fewell

Excused: De Cleene

Total Ayes: 14 Total Nays: 11 Excused: 1

Motion carried.

Item #9 -- Communication from Supervisor John Vander Leest re: Requesting that Attorney Mohr disclose the unions he represents in Brown County government and to excuse himself on any discussions or actions related to these unions when giving opinions to the County Board. (Referred from September County Board.) COMMITTEE ACTION: Receive and place on file.

After discussion on Attorney Mohr's possible conflict of interest, a motion was made by Supervisor Vander Leest and seconded by Supervisor Warpinski **"to receive and place on file"**. Voice vote taken. Motion carried unanimously with no abstentions.

Item #10 -- Communication from Supervisor Steve Fewell re: Request the Executive Committee establish a Memorandum of Understanding in regard to Brown County's Lead Labor Negotiator. (Referred from September County Board.) COMMITTEE ACTION: Employ Don Vander Kelen as Brown County's representative in labor negotiations and that a contract be drafted for review by the County Board.

Supervisor Dantine questioned why the Brown County Human Resources Director isn't our Lead Labor Negotiator. Discussion followed. Later, a motion was made by Supervisor Theisen and seconded by Supervisor Nicholson **"to approve Don Vander Kelen as Labor Negotiator"**. Voice vote taken. Motion carried with Supervisors Warpinski and Dantine voting nay.

Approved by: \s\ Carol Kelso, County Executive \*\* Date: 11/8/2006

\*\* COUNTY EXECUTIVE REFUSED TO SIGN ITEMS #2(E); #3; #7 AND #10.

# **No. 10d -- REPORT OF HUMAN SERVICES COMMITTEE OF OCTOBER 4, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on October 4, 2006, and recommends the following motions:

1. Review minutes of:
  - a) Human Services Board (9/7/06).

- b) Homeless Issues & Affordable Housing Sub Committee (8/15/06 & 9/19/06).
- c) Children with Disabilities Education Board (8/2/06 & 8/24/06).
- d) Veterans Service Commission (7/25/06).
- e) Community Options Program Appeals Committee (9/25/06).
- Receive & place on file.
2. Communication from Supervisor Andy Nicholson re: Request review of the process of OWI Assessment through the County of Brown. (Referred from County Board Chair to Human Services Committee.) Receive & place on file.
3. Communication from Supervisor Norb Dantine, re: That Brown County look into advertising for a construction manager to build a new Mental Health Center. (Referred from September County Board.) Hold for one month.
4. Communication from Supervisor Fewell re: Request that change in the table of organization for 2007 would move the Grant Writer position presently in the Human Services department to the County Board of Supervisors office and answer to the County Board Chairman. (Referred from September County Board.) Refer this to Internal Auditor for further review and advise the committee.
5. Veterans' Dept. - Budget Status Financial Report (August 31, 2006). Receive & place on file.
6. Veterans' Dept. - Director's report. Receive & place on file.
7. Health Dept. - Report on Meeting with Adolescent Pregnancy Coalition regarding Teen Pregnancy. Receive & place on file.
8. Health Dept. - Request for Budget Transfer: Interdepartmental Transfer (including contingency or general fund transfers): Health Department "Reserved Health" grant fund balance account to replace computers and other office equipment for staff who work in the grant programming (\$31,000). Approve.
9. Health Dept - Director's report. Receive & place on file.
10. Health Dept. - Budget Status Financial Report for August 31, 2006. Receive & place on file.
11. Health Dept. - Authorization for "Complete the Streets" grant. Approve. Ayes: 5 (Van Deurzen, Scray, Zima, La Violette, Fewell); Nays: 2 (Zabel, Evans). Motion Carried.
12. Human Services Dept. - Bid Tabulation (see attached) for Mental Health Center Cooling Tower. Approve low bid of \$46,580.
13. Human Services Dept. - Mental Health Center Projects. Receive & place on file.
14. Human Services Dept. - Grants Status Log. Receive & place on file.
15. Human Services Dept. - Mental Health Center Statistics for August 2006. Receive & place on file.
16. Human Services Dept. - NEW Curative Alzheimer Day Care Program non-receipt of payment per contract signed for 2006. (Requested by Supervisor Pat Evans.) Receive & place on file.
17. Human Services Dept. - Contract Update (Standing item). Receive & place on file.
18. Human Services Dept. - Update on Bellin Psychiatric Center. Receive & place on file.
19. Human Services Dept. - Resolution re: Authorizing the Discontinuance of the Brown County Mental Health Center Unit for Intermediate Care Facility for the Mentally Retarded. See Resolutions, Ordinances October County Board. Amend the Resolution to read "Now, therefore, be it resolved by the Brown County Board of Supervisors that it hereby authorizes that the Brown County Mental Health Center ICF-MR Unit be discontinued as soon as practical or no later than January 31, 2007 and the State Department of Health and Family Services be notified of such discontinuance and further resolved that all consumers be placed within Brown County unless requested and/or approved by guardians". Motion Carried.
20. Human Services Dept. - Committee Report #9e, item #12 & Resolution #10n To Support a Community Crisis Capacity Plan. (Referred back to Committee from September County Board.)
  - a) Resolution re: To Support a Community Crisis Capacity Plan. Committee approved. See Resolutions, Ordinances October County Board.
  - b) Resolution re: To Change the Department of Human Services Table of Organization to Create a Community Crisis Prevention and Response Team. (Referred to Executive Committee.) Committee approved. See Resolutions, Ordinances October County Board.
21. Human Services Dept. - Budget Status Financial Report (August 31, 2006). Receive & place on file.
22. Human Services Dept. - Budget Status Financial Report for Mental Health Center (August 31 2006). Receive & place on file.
23. Human Services Dept. - Request to certify Brown County Mental Health Center for Medicare clients and to evaluate the potential fiscal impact receiving Medicare clients would have on future Brown County levy. (Held from July 17, 2006 meeting for detailed report.) Hold for one month.
24. Audit of bills. Pay the bills.
25. A motion was made by Supervisor Fleck and seconded by Supervisor Van Deurzen **"to adopt"**. Vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive

Date: 11/1/2006

**ATTACHMENT TO ITEM #12 OF  
HUMAN SERVICES COMMITTEE REPORT OF  
OCTOBER 4, 2006**

<b>PROJECT: COOLING TOWER AT MHC</b>		-	-	-
<b>PROJECT #: 1219</b>		-	-	-
<b>DATE: 9/1/06 AT 11:00 A.M.</b>		-	-	-
<b>CONTRACTOR</b>	<b>BASE BID</b>	<b>COST FOR COOLING TOWER IN BASE BID</b>	<b>OPTION #1 (INSTALL ONLY)</b>	<b>WARRANTY</b>
<b>EGI MECH.</b>	52,185.00	32,435.00	19,750.00	One Year
<b>TWEET/GAROT</b>	70,000.00	34,000.00	36,000.00	One Year
<b>JOHNSON &amp; JONET</b>	47,600.00	34,217.00	13,383.00	One Year
<b>B &amp; P MECH.</b>	49,900.00	27,740.00	23,000.00	One Year Equip.
				90 Days Labor
<b>PSI</b>	47,599.00	35,240.00	12,359.00	One Year
<b>HURCKMAN MECH.</b>	57,830.00	35,885.00	21,945.00	One Year
<b>REEKE-MAROLD</b>	<b>46,580.00</b>	29,618.50	16,961.50	One Year Parts & Labor
				5 Yrs. Mechanical



**No. 10e -- REPORT OF "SPECIAL" HUMAN SERVICES COMMITTEE OF OCTOBER 12, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in special session on October 12, 2006, and recommends the following motions:

1. Discontinuance of downsizing agreement that Brown County has with the State of Wisconsin to reduce the nursing home beds to 40 beds by August 2007. Discontinue the downsizing agreement that Brown County has with the State of Wisconsin to reduce the nursing home beds to 40 by August 2007. Ayes: 6 (Fewell, La Violette, Van Deurzen, Zabel, Zima, Evans); Nays: 1 (Sgray). Motion Carried.
2. Amend Chapter 5.09 of Brown County Code of Ordinances in order to restore the County Board's authority to approve all human services contracts. Refer to Corporation Counsel with a request to draft a resolution. See Resolutions, Ordinances October County Board.
3. Require approval of the Brown County Board prior to Brown County returning any nursing home beds to the State of Wisconsin. Refer to Corporation Counsel with a request to draft a resolution. See Resolutions, Ordinances October County Board.
4. To certify Brown County Mental Health Center for Medicare clients and to evaluate the potential fiscal impact receiving Medicare Clients would have on future Brown County Levy. Request Corporation Counsel drafts a resolution for the County to proceed with obtaining Medicare Certification for the Mental Health Center. See Resolutions, Ordinances October County Board.

A motion was made by Supervisor Evans and seconded by Supervisor Van Deurzen **"to adopt"**. Supervisor Dantine requested item #1 be taken separately. Vote taken. Remainder of report passed unanimously with no abstentions.

Item #1 -- Discontinuance of downsizing agreement that Brown County has with the State of Wisconsin to reduce the nursing home beds to 40 beds by August 2007. COMMITTEE ACTION: Discontinue the downsizing agreement that Brown County has with the State of Wisconsin to reduce the nursing home beds to 40 by August 2007. Ayes: 6 (Fewell, La Violette, Van Deurzen, Zabel, Zima, Evans); Nays: 1 (Sgray). Motion Carried.

After discussion a motion was made by Supervisor Dantine and seconded by Supervisor Vander Leest **"to hold for one month"**. Vote taken. Roll Call #10e(1):

Ayes: Nicholson, Theisen, Vander Leest, Dantine, Zeller, Van Deurzen, Scray

Nays: Warpinski, De Wane, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, La Violette, Kaster, Backmann, Fleck, Clancy, Zabel, Hoeft, Lund, Fewell

Excused: De Cleene

Total Ayes: 7 Total Nays: 18 Excused: 1

Motion **"to hold for one month"** defeated.

A motion was made by Supervisor Evans and seconded by Supervisor De Wane **"to adopt"**. Vote taken. Roll Call #10e(2):

Ayes: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, Zabel, Hoeft, Lund, Fewell

Nays: Vander Leest, Dantine, Scray

Excused: De Cleene

Total Ayes: 22 Total Nays: 3 Excused: 1

Motion carried.

COUNTY EXECUTIVE VETOED NO. 10E IN ITS ENTIRETY ON 11/8/2006.

**No. 10f -- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE OF SEPTEMBER 25, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE & LAND CONSERVATION SUB COMMITTEE met in regular session on September 25, 2006, and recommends the following motions.

**Land Conservation Subcommittee**

1. Review of draft proposed changes to Brown County Animal Waste Management Ordinance, Brown County Code of Ordinances, Chapter 26.
  - a) Set the fee for violation of animal waste management to no more than \$250.
  - b) Request ordinance be re-written with the proposed changes.
2. Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Land Conservation Dept is requesting to add \$20,000 for buffer installation for landowners (CREP program) from DNR. All expense fully reimbursed by State of Wisconsin DNR. Approve.
3. Update of Resolution re: Creating a Special Revenue Fund in the amount of \$40,000 to be administered by the Brown County Land Conservation Dept. for expenses related to Ground Water Contamination of Wells through Calendar Year 2009. Committee approved. See Resolutions, Ordinances October County Board.
  - a) Morrison Township request for payment with regard to Resolution. (Will be held until after Administration Committee of September 26, 2006 and County Board meeting of October 18, 2006.) Hold for one month.
4. Variance Request from Chapter 26 Brown County Animal Waste Management Ordinance by Lardinois Farm, Pittsfield. (Carried forward from August Land Conservation Committee for design engineer to present options, along with Bill Bosacki of Zoning Department.) Receive & place on file.

5. DATCP staff funding – correspondence. Receive & place on file.
6. Department Budget update. Receive & place on file.
7. Director's Report. Receive & place on file.

**Planning, Development & Transportation Committee**

1. Review minutes of:
  - a) Planning Commission, Board of Directors (8/2/06).
  - b) Harbor Commission (8/7/06)Approve items a-b.
2. Port & Solid Waste - **Closed Session** – Pursuant to Wisconsin State Statute 19.85 (1)(g): Conferring with legal counsel and 19.85 (1)(e): Deliberating or negotiating the purchase of public properties on the matters pertaining to Brown County Waste Transfer Station lawsuit by the Village of Hobart and draft settlement agreement. Enter into closed session.
3. Port & Solid Waste - **Return to Open Session** – Village of Hobart/Brown County Waste Transfer Station Lawsuit Settlement Agreement and Material Release – Request for Approval.
  - a) Return to regular order of business.
  - b) Approve the Settlement Agreement within the parameters outlined and with editorial changes.
4. Port & Solid Waste - Budget Status Financial Report for August 31, 2006. Receive & place on file.
5. Port & Solid Waste - Update on single stream recycling trucks. Receive & place on file.
6. Port & Solid Waste - 2007 Household Hazardous Waste Grant – Request for Approval. Receive & place on file.
7. Port & Solid Waste - Bid Tab (see attached) – Landfill Gas Flow Meter & Gas System at the East & West Landfills Project #1221 – Request to approve low bidder – P. J. Kortens & Co., for \$37,640. Approve.
8. Airport - News & Gifts RFP. Receive & place on file.
9. Airport - Director's report. Receive & place on file.
10. Airport - Budget Status Financial Report for August 31, 2006. Receive & place on file.
11. Planning Commission - Communication from Supervisor Bernie Erickson re: Request for staff updates on recommendations and development options on the excess land east of the current jail site. (Standing item for every committee meeting.) Receive & place on file.
12. Planning Commission - Update re: Environmental Analysis for the Southern bridge & arterial. Receive & place on file.
13. Planning Commission - Budget Status Financial Report (August 31, 2006). Receive & place on file.
14. UW-Extension - Permission to accept \$100 donation to the 4-H Program from Attorney Ken Calewarts. Committee accepted.
15. UW-Extension - Permission to accept \$1,645 from Brown County Breakfast on the Farm Committee for printing and copying services. Committee accepted.
16. UW-Extension - Permission to accept \$2,185 from Outagamie County UW- Extension for printing of dairy binders. Committee accepted.
17. UW-Extension - Permission to accept \$2,600 (\$1,500 from Prevea, \$100 from Oneida Tribe, and \$1,000 from Bellin) for the Wisconsin Nutrition & Physical Activity State Plan. Committee accepted.
18. UW-Extension Director's report. Receive & place on file.
19. Highway - Communication from Supervisor Bill Clancy re: Hazard on CTH "PP" & CTH "Z". Receive & place on file.
20. Highway - Update from two months ago from Highway Waste Management and road damage in the area of the Towns of Wayside & Morrison. Receive & place on file.
21. Highway - Update on overhead lane direction on Lombardi & Oneida Streets Receive & place on file.
22. Highway - Discussion of paving Lombardi Avenue from Ridge Road to Highway 41 in 2007. Refer to staff to come back with an update after a meeting is held with Brown County Highway, the Village of Ashwaubenon, and the City of Green Bay.
23. Highway - Letter to Waste Management re: CTH "G" from CTH "Z" to the South County Line – Requesting the use of alternate routes due to the deterioration of the roadway from heavy truck traffic. Receive & place on file.
24. Highway - Budget Status Financial Report. Receive & place on file.
25. Highway - Commissioner's report. Receive & place on file.
26. Budget Status Financial Reports for Zoning, Register of Deeds, & Property Listing. Receive & place on file.
27. Audit of bills. Approve payment of bills.

A motion was made by Supervisor Erickson and seconded by Supervisor Warpinski **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       /s/ Carol Kelso, County Executive      

Date: 11/8/2006

**ATTACHMENT TO ITEM #7 OF THE  
PLANNING, DEVELOPMENT & TRANSPORTATION  
COMMITTEE REPORT OF SEPTEMBER 25, 2006**

<b>BID TABULATION RECORD</b>		
<b>PROJECT: LANDFILL GAS FLOW METER &amp; GAS SYSTEM-EAST &amp; WEST LANDFILLS</b>		
<b>PROJECT #: 1221</b>		
<b>DATE: 9/13/06 AT 11:00 A.M.</b>		
<b>CONTRACTOR</b>	<b>TOTAL COST</b>	<b>ADDENDUM 1</b>
<b>P. J. Kortens &amp; Co.</b>	<b>37,640.00</b>	<b>YES</b>
Engeneecs	51,150.00	YES

**No. 10g -- REPORT OF PUBLIC SAFETY COMMITTEE OF OCTOBER 4, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on October 4, 2006, and recommends the following motions:

1. Review minutes/reports:
    - a) Fire Investigation Task Force Board of Directors (7/20/06).
    - b) Fire Investigation Task Force General Membership (6/1/06).
    - c) EMS Council (9/20/06).Receive & place on file items a-c.
  2. Communications from Supervisor Kathy Johnson re: Requesting Public Safety look into possibility of contract servicing through the Mental Health Center, or Bellin Hospital, or any other private instate for a psychiatric nurse for the jail. (Referred from September County Board.) Hold until budget time.
  3. Communication from Supervisor Andy Nicholson re: Requesting Corporation Counsel's opinion on announcing universal precautions during dispatching calls for service. (Referred from September County Board.)
    - a) Refer to Dispatch User Group and report back to committee.
    - b) Send the previous opinion of 11/5/2004 to Corporation Counsel and the Green Bay City Attorney to review and update.
  4. Communication from Supervisor Andy Nicholson re: Requesting to develop a procedure to identify repeating calls for service dealing with nuisance addresses. (Referred from September County Board.) Request dispatch verbally inform officers of prior calls if they are going to a location where they have been before until the first quarter of 2007 when the system will be upgraded to automatically provide this information.
  5. Communication from Supervisor Andy Nicholson re: Requesting a change in procedures relating to 911 calls for criminal cases. (Referred from September County Board.) Hold until December meeting.
  6. Communication from Supervisor Andy Nicholson re: Requesting information for Public Safety to compare with other counties in Wisconsin that staff a psychiatric nurse. (Referred from September County Board.) Hold until budget time.
  7. \*\* Communication from Supervisor Andy Nicholson re: Requesting exact number of inmates who suffer from mental illness who are housed in the Brown County jail. (Referred from September County Board.) Receive & place on file.
- \*\* ITEM #7 REFERRED BACK TO PUBLIC SAFETY COMMITTEE AS PER THE COUNTY BOARD ON OCTOBER 18, 2006.
8. Communication from Supervisor Andy Nicholson re: Review the contract of Medical physicians contract (Dr. Mark Jensen). (Referred from September County Board.) Hold for one month to review comparisons.
  9. Communication from Supervisor Joe Van Deurzen re: Jail to work the Brown County Mental Health Center pharmacy to purchase drugs from the Mental Health Center and possible savings on drugs. (Referred from September County Board.) Hold for one month.
  10. VIP – Monthly Statistics ending August 31, 2006. Receive & place on file.
  11. Teen Court Statistics (August 2006). Receive & place on file.
  12. Emergency Management - Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Brown County Emergency Management received an additional \$5,335.52 from Emergency Management Performance Grant. The increase funds will be used to offset a portion of salary and fringes for Emergency Mgmt Director & Office Manager (\$5,335.52). Approve.
  13. Emergency Management - Approval of Bids (see attached) for MARC Repeater. Approve.
  14. Emergency Management - Request to apply for Hazardous Materials Emergency Planning (HMEP). Approve.
  15. Public Safety Communications - Discussion re: Communications Center air conditioning and cleaning. (Held from previous meeting.). Approve.
  16. Public Safety Communications - Update on Issue of UPS batteries charge increase. (Held from previous meeting.) Receive & place on file.
  17. Public Safety Communications - Approval of appointment of Public Safety Director. (Held from previous meeting.) Receive & place on file.
  18. Public Safety Communications - Monthly Budget Financial Status Report for August 31, 2006. Receive & place on file.
  19. Public Safety Communications - Director's report (October 2006). Receive & place on file.
  20. Sheriff - Ordinance re: Creating Section 30.07 of the Brown County Code Entitled "Charges to Municipalities over 5,000 Population for Sheriff's Department Patrol Division."
    - a) The municipality shall be billed for services rendered by the Sheriff's Department Patrol Division if the Sheriff's Department Patrol Division is the primary responder to a call within the municipality requiring a response by a patrol officer. The rest of the paragraph "A Sheriff's Patrol Division primary responder" ... is deleted.
    - b) This ordinance shall not apply to requests from the primary responder of the municipality for assistance or back-up support when the primary responder from the municipality is already on duty. ("the scene" is deleted.) This ordinance...
    - c) Approve as amended.
 See Resolutions, Ordinances October County Board.
  21. Sheriff - Resolution re: Sheriff's Department Change in Table of Organization. (Referred to Executive Committee.) No action. (Referred to Executive Committee.)
  22. Sheriff - Update re: Radio Replacements. Hold one month for budget transfer document.
  23. Sheriff - Key Factor Report 2006 with Jail Average Daily Population by month and Overtime Expenditures by Division/Section 2006 – thru August, 2006. Receive & place on file.
  24. Sheriff - Monthly Budget Financial Status Report (August 31, 2006). Receive & place on file.
  25. Sheriff's report. Receive & place on file.
  26. District Attorney, Circuit Courts, Clerk of Courts, Medical Examiner Budget Status Financial Reports. Receive & place on file.
  30. **Closed Session:** Pursuant to Sec. 19.85 (1) (c) considering employment, promotion, compensation, or performance evaluation date of a public employee over which the Committee has jurisdiction or exercises responsibility. (No Closed Session held.)
  31. Audit of bills. Approve audit of bills.

A motion was made by Supervisor Backmann and seconded by Supervisor Kaye "to adopt".

The following Supervisors requested the following items to be taken separately. Supervisor Evans #7 and Supervisor Dantine #20a. Vote taken. Remainder of report passed unanimously with no abstentions.

Item #20a -- Sheriff- Ordinance re: Creating Section 30.07 of the Brown County Code Entitled "Charges to Municipalities over 5,000 Population for Sheriff's Department Patrol Division". COMMITTEE ACTION: (a) The municipality shall be billed for services rendered by the Sheriff's Department Patrol Division if the Sheriff's Department Patrol Division is the primary responder to a call within the municipality requiring a response by a patrol officer. The rest of the paragraph "A Sheriff's Patrol Division primary responder" ... is deleted.

Supervisor Dantine questioned Chairman of the Public Safety Committee, Harold Kaye regarding the services/charges.

A motion was made by Supervisor Kaye and seconded by Supervisor Nicholson **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Fewell and seconded by Supervisor Nicholson **"to go back to item #7"**. Voice vote taken. Motion carried unanimously with no abstentions.

Item #7 -- Communication from Supervisor Andy Nicholson re: Requesting information for Public Safety to compare with other counties in Wisconsin that staff a psychiatric nurse. (Referred from September County Board.) COMMITTEE ACTION: Hold until budget time.

A motion was made by Supervisor Evans and seconded by Supervisor De Wane **"to refer back to committee"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive

Date: 11/8/2006

**ATTACHMENT TO ITEM #13 OF THE  
PUBLIC SAFETY COMMITTEE  
OF OCTOBER 4, 2006**

<b>BID TABULATION RECORD</b>						
<b>PROJECT: RADIO EQUIPMENT - PUBLIC SAFETY</b>						
<b>PROJECT #: 1214</b>						
<b>DATE: 9/21/06 AT 2:00 P.M.</b>						
<b>CONTRACTOR</b>	<b>TOTAL COST</b>	<b>BRAND NAME QUOTED</b>	<b>WARRANTY</b>	<b>ADD. 1</b>	<b>ADD. 2</b>	<b>ADD. 3</b>
BayCom	35,181.40	Motorola	1 year parts & labor			
Addendums not acknowledged but they were aware of them. Addendums have no affect on pricing.						

**No. 11 -- Resolutions, Ordinances:**

**No. 11a -- RESOLUTION RE: AUTHORITY TO EXECUTE A 2004-2005 LABOR AGREEMENT WITH THE BROWN COUNTY HIGHWAY DEPARTMENT EMPLOYEES**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors that the County Executive and County Clerk be and are hereby authorized to execute a two (2) year labor agreement on behalf of Brown County with the Brown County Highway Department employees for the years 2004 and 2005 effective January 1, 2004, which agreement shall provide the following major changes from the 2002-2003 labor agreement.

All items, with the exception of wages, or except as specifically provided otherwise will be prospective effective the date of signing of the agreement.

BE IT FURTHER RESOLVED that the fund to cover the costs resulting from the adoption of this resolution shall be made available from funds budgeted for this purpose.

**1. Article 8. CORRECTIVE ACTION-GRIEVANCE PROCEDURE**

Add the following beginning line 130

Management will notify the employee or a union representative of any corrective action or discipline within ten days of management's knowledge of the incident. In cases where an investigation has begun but the discipline has not been finalized within ten days, management will instead notify the employee or the union representative that an investigation is in progress within the ten day time period. The failure to impose discipline in an instance is not a waiver of such right in any other instance.

**2. Article 11. INSURANCE**

Eliminate the Basic Health Plan effective December 31, 2004.

Delete lines 213 – 216

Delete lines 220-222

Amend lines 224 – 225 as follows:

Effective with January 1, 2005 coverage, full time employees shall pay (7.5 %) seven and a one-half percent of the single or family premium per month for the PPO Plan, HSP Plan, and dental plan. The County shall pay ninety-two and one- half percent (92.5%) of the single or family premium for the PPO Plan, HSP Plan and dental plan. The following changes to the Health Savings Plan Design are effective midnight

**December 31, 2006.**

- Increase the individual annual deductible from \$100 to \$200
- Increase the family annual deductible from \$200 to \$600
- Increase the family out-of-pocket maximum from \$1200 to \$1800
- Increase the prescription drug separate out-of-pocket per-person maximum from \$500 to \$1000
- Increase the lifetime maximum benefit from \$1,000,000 to \$2,000,000

**The following changes to the PPO plan are effective midnight December 31, 2006**

- Increase the PPO in network office co-pay from \$10 to \$15
- Establish a Prescription Drug separate out – of pocket per-person maximum at \$1000

**3. Article 12. PENSION**

**WISCONSIN RETIREMENT SYSTEM:**

The WRS contribution will be increased commensurate with the wage increases.

**4. Article 14. WAGES AND RATES**

January 1, 2004 a 1.9% general increase

January 1, 2005 a 2.8% general increase

**5. Article 17. LONG TERM DISABILITY**

Amend the following beginning line 395

Long-term disability--Brown County's Long Term Disability (LTD) Plan provides for eligible employees, employees who work 17.5 hours or more per week, to receive two-thirds pay after 180 days of disability to age 65 with offsets for Social Security disability benefits, Wisconsin Retirement System disability benefits, and worker's compensation benefits.

**6. Article 22. HOURS OF WORK**

Amend the following beginning lines 659

NOTE: During the period of April 1 to November 30, all fulltime State Bid Section employees will be called in first for State work. (Applies to A and D above).

Amend the following beginning line 666

The standard procedure for non-scheduled work day emergency call-in is for the Superintendent on duty first call the primary phone number and then the secondary number if available, until a sufficient work force is available to handle the work.

- A. Fall/Winter Work Week: Time Element - Monday following the second Friday in October to the last Monday in April.
- B. Summer Work Week: 1 Time Element - The last Monday in April through the last  
Friday in September.
- C. Fall Work Week: Time element – The Monday following the last Friday in September  
through the second Friday in October.

The regular scheduled work day will be from 6:30 a.m. to 4:30 p.m., Monday through Thursday. The work day will consist of ten (10) hours. Time and one-half (1 ½) will be paid for all hours worked in excess of ten (10) hours per day and forty (40) hours per week, exclusive of Sunday's and holidays. Double time will be paid for work performed on Sundays and Holidays.

**7. Article 23. SENIORITY**

Amend the following beginning line 738

c. All new jobs and vacancies shall be posted on the bulletin board at least four (4) days before going into operation. All job postings will be designated as year-round or seasonal. A union representative will be given the opportunity to review the language for upcoming postings. Emergency jobs shall be bulletined immediately if they are to exceed four (4) days, if employees in such needed classification are not available. Vacancies created by medical leaves of absence that extend beyond 180 days will be posted as temporary vacancies. The Employer need not adhere to the job posting procedure in regard to the hiring of employees for the classifications of mechanic and engineering technician. The Employer will post a notice of intent to fill new jobs and vacancies for the classifications of mechanic and engineering technician. This will not prohibit mechanics or engineer technicians from bidding on positions in their respective departments. Notice of Foreman position openings and a job description will be posted. Management will determine the number of candidates to be interviewed and will make the final decision.

Amend the following beginning line 759

Employees older in seniority shall have preference on all jobs. All bid jobs shall be filled and the applicable rate shall apply immediately. An employee who receives a posted job shall be considered probationary for a period of thirty (30) days. An employee shall have the option of returning to his former position during a thirty-two (32) hour trial period. The employee shall have the option of operating applicable heavy equipment for at least twenty-four (24) hours of the thirty-two (32) hours. Vacated jobs will not be reposted. The employee who was second older in seniority who bid on the original posting will be given preference on the job.

**8. Article 28. CLOTHING**

The County will provide two (2) clean sets of coveralls per week for the mechanics and blacksmiths. County employees are permitted to wear short pants while performing their job duties, subject to the conditions of length, material, color, neatness, and other standards established by management. Wearing of short pants is not permitted while performing duties where there is a possibility that injury may occur due to the nature of the activity or the possibility of contact with harmful chemicals. Employees are required to have a spare pair of long pants on the job each day. Failure to comply with the directives relating to appropriate clothing shall be grounds for corrective action up to and including discharge. There is

no clothing allowance for short pants.

**9. Article 30. DURATION**

Amend to reflect a two (2) year contract

-

**10. SCHEDULE A**

Update Schedule A to reflect the following positions

Delete Loader Operator

Add Loader Operator – Construction

Add Load Operator - Yard

Modify the following beginning line 1021

Truck Drivers and Wingmen assigned to four wheel drive ten ton trucks shall be paid the classification rate of "Grader Operator–Construction" whenever operating the truck for snow plowing activity. Employees are not eligible for upgrade pay for pushing yard salt. The Fuel Operator will receive out of grade pay when assigned to perform mechanics work.

**11. Memorandums of Understanding**

Shorts	Delete
Fuel Man	Delete
CDL Policy	Amend
Hours of work	Delete
Medically Necessary Dispute	Amend
U & C	Amend
Insurance Side Letter – PPO	Amend
Insurance	Amend
Job Bidding	Delete
Job Analysis Procedure	New

Respectfully submitted,  
EXECUTIVE COMMITTEE

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Erickson **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           /s/ Carol Kelso, County Executive           Date: 11/1/2006

**No. 11b -- RESOLUTION RE: ADOPTING ADDITIONAL REQUIREMENTS IN THE BROWN COUNTY PURCHASING POLICY REGARDING ADMINISTRATION'S REPORTING OF REQUESTS FOR PROPOSAL TO THE BROWN COUNTY BOARD OF SUPERVISORS**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Brown County Board of Supervisors approved the existing County Purchasing Policy by means of a Resolution dated April 3, 1995 and since that time Purchasing Policy (A-5) has been the procedure governing County purchases of supplies, equipment and services by Brown County government and County agencies; and

WHEREAS, the Request for Proposals provisions in the existing Purchasing Policy relating to solicitation for competitive proposals from prospective vendors has been reviewed and the following provisions have been recommended as additional requirements by the Executive Committee, as follows:

1. The Brown County Board of Supervisors shall be notified, and asked for approval, through its Standing Committees, of all Requests for Proposal published and/or distributed by any County department, office or agency that involve goods and/or services in the amount of \$10,000 or greater.
2. The Brown County Board of Supervisors shall also be notified, and asked for approval, of any Requests for Proposal published and/or distributed by any County department, office or agency that involves a Request for Proposal on items that have not been budgeted in the department, office or agency's current year operating budget, or for which there are currently no budget dollars available for such purchases.
3. All Requests for Proposals, regardless of the dollar amount or inclusion in the current year's operating budget, shall be reported to the County's Internal Auditor, via e-mail, at the time of publication and/or distribution of the Request for Proposal.

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby adopts the foregoing three provisions as additional requirements to the existing Brown County Purchasing Policy previously adopted by the Brown County Board of Supervisors.

**Fiscal Impact:** Not Applicable.

Respectfully submitted,  
EXECUTIVE COMMITTEE

A motion was made by Supervisor Warpinski and seconded by Supervisor Nicholson **“to adopt”**. Voice vote taken. Motion carried with Supervisor

Zeller voting nay.

COUNTY EXECUTIVE REFUSED TO SIGN ITEM #11B ON 11/8/2006.

**No. 11c -- RESOLUTION RE: ESTABLISHING POLICY ON BUDGETARY TRANSFERS FROM THE GENERAL FUND**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a prudent and reasonable level of cash reserves should be maintained by the County; and

WHEREAS, unexpended financial resources should be returned to the tax-payers of Brown County; and

WHEREAS, transfers from the General Fund should not cause extreme fluctuation of the tax rate; and

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the transfer of monies from the General Fund to be applied to the annual county budget be calculated as follows:

1. Budgeted General Fund operating expenditures times 20-25% equals retention level.
2. Undesignated fund balance (from prior year audit) minus retention level equals gross funds available for budgetary transfer.
2. Gross funds available for budgetary transfer minus current year transfers from General Fund equals net funds available for budgetary transfer.

**Fiscal Impact:** Undetermined at this time.

Respectfully submitted,  
EXECUTIVE COMMITTEE

A motion was made by Supervisor Warpinski and seconded by Supervisor Van Deurzen **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       /s/ Carol Kelso, County Executive       Date: 11/8/2006

**No. 11d -- RESOLUTION RE: TO SUPPORT A COMMUNITY CRISIS CAPACITY PLAN**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the State trend in providing services to individuals with developmental disabilities focuses on community-based alternatives to institutional care; and

WHEREAS, the State has required the relocation of consumers with developmental disabilities from ICF/MR facilities to community settings in all cases possible; and

WHEREAS, current statutory restrictions make the future placement of persons with developmental disabilities into ICF/MR settings increasingly unlikely; and

WHEREAS, the Brown County Human Services Department has successfully relocated over 145 Brown County consumers from ICF-MR and nursing home settings into the community since January, 2005; and

WHEREAS, in recognition of these trends, the Brown County Board of Supervisors wishes to assure and support the creation of an expanded community-based safety net on behalf of adult consumers in need; with a disability and/or infirmity of aging that are in need of acute, short term intervention;

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it approves the expansion and funding of safety net services as proposed in the Human Services Department’s Crisis Capacity Plan (attached) to be implemented effective January 1, 2007.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE

A motion was made by Supervisor De Wane and seconded by Supervisor Warpinski **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       /s/ Carol Kelso, County Executive       Date: 11/1/2006

**ATTACHMENT TO RESOLUTION #11D**

**BROWN COUNTY HUMAN SERVICES DEPARTMENT  
CRISIS CAPACITY PLAN**

**JANUARY 2007 IMPLEMENTATION**

1. Change the department's table of organization to create a Community Programs Crisis Capacity Team consisting of a non-represented Crisis System Coordinator/Behavioral Specialist and Advanced Practice Nurse Prescriber (APNP).
  - a. Use the team to provide itinerant assessment, consultation, training, monitoring and medication management services to individuals at risk of or demonstrating challenging behaviors and their caregivers.
  - b. Further use the team to continuously develop, coordinate, revise, and assure the quality and adequacy of crisis planning and response services delivered by Community Programs staff and contracted providers.
2. Establish a contracted, on-call wrap-around staff pool and budget to supplement the work of the Capacity Team. Authorize workers under a purchase of service contract to provide stabilization oriented support to primary caregivers in consumer residences in all cases possible and in a department operated crisis stabilization/respite facility when necessary.
3. Secure a 2x2 duplex property to be used as a short-term crisis stabilization/respite facility as needed. The facility may be leased, purchased or constructed in line with market availability and the approval of the Brown County Board of Supervisors, the County Executive and applicable regulatory authorities.
  - a. Headquarter the Capacity Team at the crisis stabilization/respite facility.
  - b. Require Crisis System Coordinator authorization of use.
  - c. Require primary caregivers to maintain their care giving relationships and responsibilities during consumer periods of use insofar as any care giving relationships required by others will not be compromised.
  - d. Supplement primary caregivers with contracted on-call wrap-around support workers as needed.
  - e. Use the Capacity Team to monitor and re-shape care provided during periods of placement to achieve stabilization and promote long term impact.
  - f. Return consumers to their primary places of residence at the earliest opportunity possible.
  - g. Deploy the Capacity Team to consumer places of residence following discharge to assure that recommendations and care giving approaches are being adhered to and successfully implemented.
4. Establish an emergency set-aside budget to purchase unexpected, emergency care when primary caregivers are no longer available and other forms of long-term support, such as nursing home placement are not possible due to legal, funding or other resource restrictions.

**No. 11e -- RESOLUTION RE: AUTHORIZING THE DISCONTINUANCE OF THE BROWN COUNTY MENTAL HEALTH CENTER UNIT FOR INTERMEDIATE CARE FACILITY FOR THE MENTALLY RETARDED**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Brown County Mental Health Center is not mandated by State law or otherwise legally obligated to operate an Intermediate Care Facility for the Mentally Retarded (ICF-MR); and

WHEREAS, the State trend in providing services to individuals with a developmental disability focuses on appropriate community-based alternatives to institutionalization in an ICF-MR; and

WHEREAS, as a part of the 2003-05 State budget, the ICF-MR relocation initiative was enacted with statutory changes requiring that consumers be proactively placed by Circuit Court orders in the "most integrated setting" in the community with persons without developmental disabilities; and

WHEREAS, the State is supporting the relocation of consumers from ICF-MR settings into the community by fully funding the entire service costs associated with each consumer's care and treatment plan; and

WHEREAS, the Brown County Human Services Department has successfully relocated over 100 Brown County consumers from ICF-MR settings into the community since January, 2005; and

Whereas, there has been a steady decline over the last two years in the demand for institutional ICF-MR services for individuals with a developmental disability and there are available, alternate resources within the community to meet their needs; and

WHEREAS, all 7 remaining Brown County consumers involved in the ICF-MR initiative at the Mental Health Center are deemed able to be served in the community; and

WHEREAS, the institutional services provided in the ICF-MR are funded through the state Medical Assistance program and the reimbursement rate provided to the Brown County Mental Health Center by the State must be accepted as payment in full, which is substantially less than actual expense to Brown County to operate an ICF-MR unit at the Brown County Mental Health Center; and

WHEREAS, for 2005, approximately \$826,000 of Brown County property tax levy dollars was provided to support the operations of the ICF-MR unit at the Mental Health Center; and



NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby authorizes that the Brown County Mental Health Center ICF-MR Unit be discontinued as soon as practical or no later than January 31, 2007 and the State Department of Health and Family Services be notified of such discontinuance and further resolved that all consumers be placed within Brown County unless requested and/or approved by guardians.

**Fiscal Impact:** For 2005, total actual expenditures for the ICF-MR unit were \$4,467,400; offsetting revenues were \$3,641,400. This resulted in a tax levy impact of \$826,000.

For 2006, based on our June fiscal projections, we anticipate \$2,737,563 in expenditures for the ICF-MR unit; offsetting revenues of \$1,149,428 and a tax levy impact of \$1,588,135.

For 2007, a community Crisis Capacity Plan is proposed to be implemented to assure and support the creation of an expanded community-based safety net on behalf of adult consumers with a disability and/or infirmity of aging that are in need of acute, short-term intervention. The proposed plan has a projected net levy impact of \$320,000.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE

A motion was made by Supervisor Evans and seconded by Supervisor De Wane **“to adopt.”** Voice vote taken. Motion carried with the following Supervisors voting nay: La Violette, Johnson, Fewell, Fleck, Clancy, Krueger, Kaye.

Approved by:       /s/ Carol Kelso, County Executive       Date: 11/1/2006

**No. 11e(i) -- ORDINANCE RE: TO AMEND CHAPTER 5 OF THE BROWN COUNTY CODE ENTITLED “HUMAN SERVICES PROGRAM” AS TO THE HUMAN SERVICES DIRECTOR’S POWERS, DUTIES AND RESPONSIBILITIES**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The Brown County Board of Supervisors does ordain as follows.

Section 1: Section 5.09 of Chapter 5 of the Brown County Code entitled “Human Services Program,” is hereby amended to read as follows:

**CHAPTER 5**

**HUMAN SERVICES PROGRAM**

**5.09 HUMAN SERVICES DIRECTOR.** The Human Services Director shall have the powers, duties and responsibilities referred to in Sec. 46.23 (6m), Stats., subject to the supervision of the County Executive. The County Human Services Director’s powers, duties and responsibilities, as to the authority to contract, shall be limited by the County Board of Supervisors, which hereby elects to require the approval of any such contract by the County Board of Supervisors.

Section 2: This Ordinance shall become effective upon passage and publication.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Vander Leest **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

COUNTY EXECUTIVE VETOED ITEM #11E(I) IN ITS ENTIRETY ON 11/8/2006.

**No. 11e(ii) -- RESOLUTION RE: REQUIRING APPROVAL OF THE BROWN COUNTY BOARD PRIOR TO BROWN COUNTY RETURNING ANY NURSING HOME BEDS TO THE STATE OF WISCONSIN**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Human Services Committee has recommended that the full Brown County Board of Supervisors determine whether or not any nursing home beds at the Brown County Mental Health Center be returned to the State of Wisconsin in the future.

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby requires its approval of returning any nursing home beds of the Brown County Mental Health Center to the State of Wisconsin.

**Fiscal Impact:** Not Applicable.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE

A motion was made by Supervisor Erickson and seconded by Supervisor Warpinski **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

COUNTY EXECUTIVE VETOED ITEM #11E(II) IN ITS ENTIRETY ON 11/8/2006.

No. 11e(iii) -- **RESOLUTION RE: TO PROCEED WITH OBTAINING APPROVAL TO CERTIFY THE BROWN COUNTY MENTAL HEALTH CENTER FOR MEDICARE CLIENTS AND TO EVALUATE THE POTENTIAL FISCAL IMPACT OF RECEIVING MEDICARE CLIENTS WOULD HAVE ON FUTURE BROWN COUNTY LEVY**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Human Services Committee has recommended that an application be submitted to the U.S. Department of Health & Human Services, Centers for Medicare & Medicaid Services in order that a determination be made as to the requirements for obtaining approval to certify the Brown County Mental Health Center nursing home units for Medicare clients; and

WHEREAS, the Human Services Committee recommends a study of the potential fiscal impact of receiving Medicare clients at the Brown County Mental Health Center might have upon future Brown County property tax levy support for the operation of the Brown County Mental Health Center nursing home units.

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby authorizes proceeding with obtaining approval from the U.S. Department of Health & Human Services, Centers for Medicare & Medicaid Services to certify the Brown County Mental Health Center nursing home unit for Medicare clients and recommends a study to evaluate the potential fiscal impact of receiving Medicare clients would have on the future Brown County property tax levy.

**Fiscal Impact:** Not Applicable.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE

A motion was made by Supervisor Evans and seconded by Supervisor Fleck **“to adopt”**. Voice vote taken. Motion carried with Supervisor Vander Leest voting nay.

COUNTY EXECUTIVE VETOED ITEM #11E(III) IN ITS ENTIRETY ON 11/8/2006.

No. 11f -- **RESOLUTION RE: TO CHANGE THE DEPARTMENT OF HUMAN SERVICES TABLE OF ORGANIZATION TO CREATE A COMMUNITY CRISIS PREVENTION AND RESPONSE TEAM**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the State trend in serving persons with infirmities of aging or long term disabilities focuses on provision of appropriate community-based alternatives to institutional care; and

WHEREAS, as part of the 2003-2005 State budget an ICF-MR relocation initiative was enacted with statutory changes requiring that consumers with developmental disabilities be proactively placed by Circuit Court orders into the “most integrated” community settings; and

WHEREAS, nursing home relocation and diversion initiatives have been similarly authorized and pursued; and

WHEREAS, the Brown County Human Services Department has relocated over 145 Brown County ICF and nursing home residents to non-institutional community settings since January 2005 with additional placements planned; and

WHEREAS, in recognition of these trends, the Brown County Board of Supervisors wishes to assure and support the creation of an expanded community-based safety net on behalf of involved consumers and others in need; and

WHEREAS, the provision and coordination of training, consultation, assessment and stabilization services delivered outside of institutional settings is deemed an essential component of that plan; and

WHEREAS, the creation of a Community Crisis Response team consisting of a Crisis System Coordinator and Advanced Practice Nurse Prescriber (AFNP) to oversee system development and performance are deemed integral to its success;

NOW, THEREFORE BE IT RESOLVED, that the Brown County Board of Supervisors approves and authorizes a change in the Human Services Department’s table of organization to create the positions of Crisis System Coordinator and APNP-Crisis Care within its Community Programs division effective January 1, 2007.

**Fiscal Impact**

Salaries and Fringes	212,607
MA/Waiver Revenues	<u>(86,475)</u>
Levy	126,132

Note: Impact reflects HSD personnel costs included in the Human Services Committee’s Resolution to Support a Community Crisis Capacity Plan and does not constitute an additional allocation beyond that Resolution.

**Attachments**

Position Descriptions  
Table of Organization

Respectfully submitted,  
HUMAN SERVICES COMMITTEE  
EXECUTIVE COMMITTEE

A motion was made by Supervisor La Violette and seconded by Supervisor Van Deurzen **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive

Date: 11/8/2006

**ATTACHMENTS TO RESOLUTION #11F**

**HUMAN SERVICES**  
**TABLE OF ORGANIZATION**  
**COMMUNITY SERVICES DIVISION**

Community Services Director

Community Crisis Response

Clinical Support Services Unit Coordinator	Child & Family Services Unit Coordinator	Long-term Care Unit Coordinator	Economic Support Services Unit Coordinator
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**BROWN COUNTY POSITION DESCRIPTION**

**POSITION TITLE:** CRISIS SYSTEM COORDINATOR  
**REPORTS TO:** DIRECTOR OF COMMUNITY SERVICES  
**DEPARTMENT:** HUMAN SERVICES  
**REPRESENTATION UNIT:** ADMINISTRATIVE

**JOB SUMMARY:**

Leads, manages, and coordinates the Human Services Department’s community based crisis prevention and response system of care; provides outreach, behavioral consultation and training to department staff, contract agencies and the community at large; supervises, coordinates and monitors the work of assigned contracts and staff; and assures compliance of work in accordance with statutes, administrative rules, evidence based and recognized best practices. Work will involve the provision of support to all target populations and ages served by the department and require close collaboration with other managerial personnel.

**ESSENTIAL DUTIES:**

Plans, organizes, develops, and monitors a preventative, comprehensive and responsive system of community based crisis care for children and adults impacted by developmental disability, infirmity of aging, or behavioral health crises and their caregivers.

Conducts behavioral assessments and develops behavioral support plans in collaboration with caregivers and support teams in an effort to prevent out of home placements.

Facilitates support teams, works with families and other caregivers, and provides continuing education to user groups on techniques and practices in supporting developmental and behavioral health through meetings, individualized training on plans, workshops and conferences.

Oversees the operation of department crisis facilities, assures proper supplies, maintenance, staffing, procedures and efficacy of stabilization services provided in direct as well as contracted services settings when out of home stabilization is necessary.

Remains conversant with evidence based and best practices, applicable statutes and administrative rules, and assures the application of knowledge in services provided by the department and its contracted partners.

Conducts field research to evaluate program and systems effectiveness and makes recommendations for change as needed.

Proposes program budgets, participates in the development of contract and budget performance measures, and monitors the work of department staff as well as contracted agencies in conformance with established criteria.

Provides direct supervision of assigned staff; plans and schedules work; instructs and trains employees in proper methods and procedures; makes recommendations for hiring; conducts performance evaluations; and communicates regularly with staff to ensure awareness of necessary information and the coordinated operation of programs.

Assurances pursuit of and compliance with third party payment sources for work performed.

Maintains accurate and timely documentation of work performed.

Reports activities to the Community Services Director on a continuing basis; and Executive Director, County Board and Committees as requested.

**NON-ESSENTIAL DUTIES:**

Performs related functions as assigned.

**MATERIALS AND EQUIPMENT USED:**

General office equipment  
Computer

**MINIMUM QUALIFICATIONS REQUIRED:**

**Education and Experience:**

Master's degree from an accredited college or university in social work, psychology, counseling, or other related field; 3,000 hours of supervised experience with individuals having behavioral or developmental disorders; a minimum of three years of supervisory and/or administrative experience; and demonstrated knowledge and application of successful crisis prevention and behavioral management techniques, or any equivalent combination of education and experience which provides the necessary knowledge, skills and abilities to perform the required duties of the job.

**Licenses and Certifications:**

Valid Wisconsin Driver's License

**Knowledge, Skills and Abilities:**

Current knowledge of mental disorders, substance-use disorders, developmental disabilities, physical disabilities, infirmities of aging and their treatment methods.

Familiarity with recovery and community inclusion concepts and principles which ensure that services and supports promote consumer engagement, empowerment and connection to others and to the community; are age and functionally appropriate across the life span, are provided in a manner that is respectful, culturally appropriate, and collaborative between consumer and service providers, and are protective of consumer rights.

Understanding of suicide assessment, prevention and management techniques and procedures for providing and teaching non-violent crisis management, including techniques for shaping positive behaviors and avoiding crisis situations, verbal de-escalation, methods for obtaining backup, and acceptable methods for self-protection and protection of consumers and others in emergency situations.

Comprehensive knowledge of related program laws, codes, funding, practices, planning and administration.

Comprehensive knowledge of the principles of supervision and personnel management.

Comprehensive knowledge of the services provided by local public and private agencies and organizations.

Comprehensive knowledge of the various professional and clinical disciplines working in the area of crisis prevention and response services.

Comprehensive knowledge of the principles of budgeting and revenue enhancement.

Knowledge of and the ability to utilize a computer and the required software.

Ability to evaluate the effectiveness of assigned programs and services.

Ability to exercise sound judgment, decisiveness and creativity in sensitive circumstances and in situations involving the direction, control, and planning of programs.

Ability to monitor the selection, assignment, and performance of professional and other personnel.

Ability to apply principles of supervision, management, leadership, teaching, directing, coaching, planning, coordinating and controlling.

Ability to establish and maintain effective working relationships with staff, other county agencies, departments, providers and the public.

Ability to perform data analysis, including the ability to coordinate, strategize, systematize and correlate, using discretion in determining time, place, and/or sequence of operations within the unit framework; ability to implement decisions based on such data and to oversee the execution of those decisions.

Ability to utilize reference, descriptive, consulting, and advisory data and information such as client and employee grievances, program proposals and contracts, performance appraisals, research literature, and State and Federal Statutes.

Ability to communicate effectively both orally and in writing.

Ability to work the required hours of the position.

**PHYSICAL DEMANDS:**

Lifting 20 pounds maximum with frequent lifting and/or carrying of objects weighing up to 10 pounds.

Intermittent standing, walking and sitting; occasional driving.

Using hands/feet for repetitive single grasping, fine manipulations pushing and pulling and opening controls.

Occasional bending, twisting, squatting, climbing, reaching and grappling.

Communicating orally in a clear manner.

Distinguishing sounds at various frequencies and volumes.

Distinguishing people or objects at varied distances under a variety of light conditions.

This position description should not be interpreting as all-inclusive. It is intended to identify the major responsibilities and requirements of this job. The incumbents may be requested to perform job-related responsibilities and tasks other than those stated in this description.

New: 8/11/06

**I have read the above position description and understand the duties and responsibilities of the position.**

Employee Name (Please Print) \_\_\_\_\_

Date \_\_\_\_\_

Employee Signature \_\_\_\_\_

### **BROWN COUNTY POSITION DESCRIPTION**

**POSITION TITLE:** ADVANCED PRACTICE NURSE PRESCRIBER-CRISIS CARE  
**REPORTS TO:** CRISIS SYSTEM COORDINATOR  
**DEPARTMENT:** HUMAN SERVICES-COMMUNITY PROGRAMS  
**BARGAINING UNIT:** ADMINISTRATIVE

#### **JOB SUMMARY:**

Provides itinerant as well as office based emergency behavioral health services to consumers as part of a department assessment and stabilization team. Works under the supervision of the department's Crisis System Coordinator and in collaboration with department and community physicians and other health care professionals in recommending or prescribing pharmacological agents, treatments and non-pharmacological therapies. Provides consultation to department, contract and other community staff and caregivers directed at the prevention, stabilization and management of behavioral challenges. Work will involve the provision of support to all target populations served by the department.

#### **ESSENTIAL DUTIES:**

Screens and evaluates children and adults impacted by developmental disability, infirmity of aging or behavioral health crises.

Develops, recommends and implements service plans that provide for appropriate support services to consumers and their families.

Facilities support teams, works with families and other caregivers, and provides continuing education to user groups on techniques and practices in supporting behavioral health through meetings, individualized training, workshops and conferences.

Prescribes pharmacological agents, administers psychotropic medications, provides ongoing medication management and other treatment to assigned consumers as needed; collaborates with psychiatrists to ensure proper care, ongoing monitoring, laboratory testing and necessary interventions for consumers

Maintains responsibility for safe and effective patient care; remains conversant with evidence based and best practices, applicable statutes and administrative rules; and assures the application of knowledge in services provided.

Provides clinical consultation and psycho-education to department, contract and community care staff.

Assures pursuit of and compliance with third party payment sources for work performed.

Maintains accurate and timely documentation of work performed.

Reports activities to the Crisis System Coordinator on a continuing basis and the Community Programs Director, Executive Director, and County Board and Committees as requested.

#### **NON-ESSENTIAL DUTIES:**

Performs related functions as assigned.

#### **MATERIALS AND EQUIPMENT USED:**

General office equipment  
 Computer  
 Medical equipment

#### **MINIMUM QUALIFICATIONS REQUIRED:**

##### **Education and Experience:**

Master's degree in psychiatric/mental health nursing. (Clinical Nurse Specialist), plus 3,000 hours of supervised experience in clinical practice; or any combination of education, training and experience that provides the necessary knowledge, skills and abilities.

##### **Licenses and Certifications:**

Current license as a Registered Nurse in Wisconsin  
 Certification as an Advanced Practice Nurse Prescriber  
 Clinical Nurse Specialist Certification  
 Licensed with Drug Enforcement Administration (DEA)

Valid Wisconsin Driver's License

**Knowledge, Skills and Abilities:**

Current knowledge of mental disorders, substance-use disorders, developmental disabilities, physical disabilities, infirmities of aging and their treatment methods.

Familiarity with recovery and community inclusion concepts and principles which ensure that services and supports promote consumer engagement, empowerment and connection to others and to the community; are age and functionally appropriate across the life span, are provided in a manner that is respectful, culturally appropriate, and collaborative between consumer and service providers, and are protective of consumer rights.

Understanding of suicide assessment, prevention and management techniques and procedures for providing and teaching non-violent crisis management, including techniques for shaping positive behaviors and avoiding crisis situations, verbal de-escalation, methods for obtaining backup, and acceptable methods for self-protection and protection of consumers and others in emergency situations.

Knowledge of psychopathology, psychopharmacology, psychotherapeutic techniques.

Current knowledge of the terminology, theory, techniques and practice of professional nursing.

Comprehensive knowledge of related program laws, codes and practices.

Knowledge of medical conditions which may stimulate mental, emotional or behavioral problems.

Comprehensive knowledge of the services provided by local public and private agencies and organizations.

Comprehensive knowledge of the various professional and clinical disciplines working in the area of crisis prevention and response services.

Knowledge of and the ability to utilize a computer and required software.

Ability to evaluate the effectiveness of programs and services.

Ability to exercise sound judgment, decisiveness and creativity in sensitive circumstances.

Ability to establish and maintain effective working relationships with staff, other county agencies, departments, providers and the public.

Ability to communicate effectively both orally and in writing.

Ability to work the required hours of the position.

**PHYSICAL DEMANDS:**

Lifting 20 pounds maximum with frequent lifting and/or carrying of objects weighing up to 10 pounds.

Intermittent standing, walking and sitting; occasional driving.

Using hand(s) feet for repetitive single grasping, fine manipulation, pushing and pulling, and operating controls.

Occasional bending, twisting, squatting, climbing, and reaching.

Communicating orally in a clear manner.

Distinguishing sounds at various frequencies and volumes.

Distinguishing people or objects at varied distances under a variety of light conditions.

Must be free from communicable disease.

This position description should not be interpreted as all inclusive. It is intended to identify the major responsibilities and requirements of this job. The incumbents may be requested to perform job-related responsibilities and tasks other than those stated in this description.

New: 08/15/06

I have read the above position description and understand the duties and responsibilities of the position.

\_\_\_\_\_  
Employee Name (Please Print)                      Date

\_\_\_\_\_  
Employee Signature

No. 11g -- **RESOLUTION RE: CREATING A SPECIAL REVENUE FUND IN THE AMOUNT OF \$40,000 TO BE ADMINISTERED BY THE BROWN COUNTY LAND CONSERVATION DEPARTMENT FOR EXPENSES RELATED TO GROUND WATER CONTAMINATION OF WELLS THROUGH CALENDAR YEAR 2009**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, in 2006, over 100 wells were contaminated in the Town of Morrison by bacteria and nitrates which posed a significant public health risk; and

WHEREAS, the well contamination problem in the Town of Morrison was the worst documented well contamination problem in the history of Wisconsin; and

WHEREAS, groundwater expenses are estimated to exceed the normal operations of towns in Brown County in 2007, 2008 and 2009, including those expenses for well contamination problems in the community of Lark in the Town of Morrison; and

WHEREAS, in the State of Wisconsin, there have been 52 manure related spills in 2005 which resulted in surface and groundwater contamination, which poses a serious threat to the environment and creates a public health risk; and

WHEREAS, over 70 old, unused wells have been identified in the Town of Morrison which need closure for safety and to prevent further groundwater contamination and such old, unused wells are located throughout all of Brown County, which provide a direct conduit to groundwater that can cause groundwater contamination; and

WHEREAS, groundwater issues require the following actions to protect wells from future contamination such as; yearly well testing, proper abandonment of old unused wells, well inspections, development of winter spreading plans for land applicators, development of nutrient management plans (Standard 590), identification and staking of karst features which are a direct conduit to groundwater, protection of karst features with buffer strips and sinkhole closure, updating and inspection of Animal Waste Storage facilities; and

WHEREAS, \$40,000 has been appropriated by Brown County for the purpose of assisting Town of Morrison residents in meeting the expenses incurred for ground water contamination of wells; and

WHEREAS, the \$40,000 previously appropriated would best meet these enumerated expenses in the future by being designated as a separate Special Revenue Fund to be administered by the Brown County Land Conservation Department; and

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the amount of \$40,000 previously appropriated and allotted for well contamination issues, shall be created and designated as a separate Special Revenue Fund for the sole purpose to be available for expenses incurred for groundwater issues as to protect against further well contamination in Brown County for a period of three years, or through December 31, 2009.

NOW THEREFORE, BE IT FURTHER RESOLVED by the Brown County Board of Supervisors that the \$40,000 come from the General Fund and that the Special Revenue Fund be administered by the Land Conservation Department and is to be used for the sole purpose of meeting expenses related to groundwater contamination of wells in all towns in Brown County Program for the time period through December 31, 2009 and that any unexpended funds remaining lapse to the General Fund on that date.

Respectfully submitted,  
LAND CONSERVATION COMMITTEE  
PLANNING, TRANSPORTATION &  
DEVELOPMENT COMMITTEE  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Krueger and seconded by Supervisor Erickson **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Carol Kelso, County Executive Date: 11/8/2006

**No. 11h -- Already taken care of at beginning of agenda.**

**No. 11i -- ORDINANCE RE: CREATING SECTION 30.07 OF THE BROWN COUNTY CODE ENTITLED "CHARGES TO MUNICIPALITIES OVER 5,000 POPULATION FOR SHERIFF'S DEPARTMENT PATROL DIVISION"**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1: Section 30.07 of the Brown County Code of Ordinances is created to read and is entitled as follows: "Charges for Sheriff's Department Patrol Division."

(1) Any municipality mandated by §61.65, Wis. Stats., or its successor statute, to provide police protection services shall be charged for services of the Sheriff's Department Patrol Division as further specified herein.

(2) The municipality shall be billed for services rendered by the Sheriff's Department Patrol Division if the Sheriff's Department Patrol Division is the primary responder to a call within the municipality requiring a response by a patrol officer.

(3) This ordinance shall not apply to requests from the primary responder of the municipality for assistance or back-up support when the primary responder from the municipality is already on duty.

(4) The municipality shall be billed on a per unit per hour basis with a minimum billing of two hours per unit commencing at time of dispatch. A unit shall be defined as one deputy and a patrol car. Any charges after the two-hour minimum per unit charge shall be rounded to the nearest hour with anything under one-half hour rounded down and anything over one-half hour rounded up to the nearest

hour.

(5) Based on current direct and indirect costs, the charge for fiscal year 2007 shall be \$55.00 per hour per Patrol Officer and \$60.00 per hour per Patrol Sergeant. This rate shall be reviewed annually by the Administration Department and the Public Safety Committee, using data calculated by the Sheriff's Department, shall adjust the rate to reflect current actual direct and indirect costs.

(6) In determining the annual rate to be billed, the Sheriff's Department and Public Safety Committee shall take into account factors which establish actual costs including but not limited to:

- (a) Total budgeted wages and fringe benefits for patrol deputies.
- (b) Pro rated patrol division supervisory personnel wages and benefits.
- (c) Pro rated Sheriff's Department administrative costs.
- (d) Pro rated patrol vehicle operating costs.
- (e) Pro rated patrol vehicle depreciative costs.
- (f) Indirect costs defined as a percentage of direct costs set annually based on current cost allocation plan. Indirect costs include costs of support service to the Sheriff's Department from other County departments.

(7) The Sheriff's Department shall establish all applicable billing procedures on a per month basis. All payments shall be due within 30 days of receipt of billing to the municipality. The Sheriff's Department shall establish internal operational policies and procedures to implement this ordinance.

(8) This ordinance shall be applicable to any municipality covered by §61.65, Wis. Stats., or any amendments thereto or successor statute.

Section 2: This ordinance shall become effective on January 1, 2007 after its passage and publication.

Respectfully Submitted,  
PUBLIC SAFETY COMMITTEE

A motion was made by Supervisor Kaye and seconded by Supervisor Clancy **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____	\s/ Carol Kelso, County Executive	Date: 11/8/2006
Approved by: _____	\s/ Darlene K. Marcelle, County Clerk	Date: 11/8/2006
Approved by: _____	\s/ Thomas Lund, Board Chairman	Date: 11/10/2006

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**No. 11j -- RESOLUTION RE: SHERIFF'S DEPARTMENT CHANGE IN TABLE OF ORGANIZATION**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the present Sheriff's Department Table of Organization currently includes ninety-two (92) Patrol Officers at a designated rate of pay and one (1) Patrol Officer at a higher rate of pay; and

WHEREAS, the majority of the Patrol Officers perform varied duties related to the protection of life and property within Brown County; and

WHEREAS, the other Patrol Officer performs additional duties of developing and applying problem solving strategies, identifying and adopting crime prevention strategies within the community and trained assigned officers with an area of responsibility; and

WHEREAS, after a thorough review by the Village of Allouez and Sheriff's Department it hereby recommends the following change to the Table of Organization – One Patrol Officer at the designated rate of pay be eliminated and a Patrol Officer performing additional duties as a Directed Enforcement Officer II at a higher rate of pay be added to the Table of Organization for the Sheriff's Department at no additional cost to Brown County.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors, that it hereby approves the deletion of one (1) Patrol Officer at the designated rate of pay and the creation of a Patrol Officer position performing Directed Enforcement Officer II duties at a higher rate of pay with an effective date of October 7, 2006.

Respectfully submitted,  
PUBLIC SAFETY COMMITTEE  
EXECUTIVE COMMITTEE

A motion was made by Supervisor Kaye and seconded by Supervisor Nicholson **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____	\s/ Carol Kelso, County Executive	Date: 11/8/2006
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**No. 12 -- Such other matters as authorized by law. Late Communications. NONE.**

**No. 13 -- Bills over \$5,000 for period ending September 30, 2006.**



A motion was made by Supervisor Fleck and seconded by Supervisor De Wane “**to pay the bills over \$5,000 for period ending September 30, 2006**”. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 14 -- Closing Roll Call:**

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantinne, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, Zabel, Scray, Hoeft, Lund, Fewell  
 Excused: De Cleene  
 Total Present: 25 Total Excused: 1

**No. 15 -- ADJOURNMENT TO MONDAY, NOVEMBER 13, 2006, AT 9:00 A.M., LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

A motion was made by Supervisor Dantinne and seconded by Supervisor Kaster “**to adjourn to the above date and time**”. Voice vote taken. Motion carried unanimously with no abstentions.

\_\_\_\_\_\s\ DARLENE K. MARCELLE  
 Brown County Clerk

PLEASE NOTE: For the results of the above items vetoed by the County Executive, please see the November 9, 2006 County Board Meeting.